

**A RESOLUTION BY  
CITY UTILITIES COMMITTEE**

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH TOPLE CONSTRUCTION, INC., ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR FC-3007000046, CONSTRUCTION OF THE COLLIER ROAD SIDEWALK IMPROVEMENT PROJECT TO INCLUDE THE NORTH SIDE OF COLLIER ROAD FOR TIME ONLY AT NO ADDITIONAL COST TO THE CITY; AND FOR OTHER PURPOSES.**

**WHEREAS**, the City of Atlanta (“City”) did enter into FC-3007000046, construction services for the Collier Road Sidewalk Improvement Project, in an amount not to exceed Two Hundred Forty Three Thousand Three Hundred Eighty Four Dollars and Ninety Cents (\$243,384.90); and

**WHEREAS**, on February 18, 2008, the City Council adopted Resolution 08-R-0208 and the Mayor approved the same on February 25, 2008, which authorized the Agreement in a not to exceed amount of \$243,384.90; and

**WHEREAS**, the Agreement had a base term of one (1) year with one (1) year renewal option effective April 3, 2008 through April 2, 2009; and

**WHEREAS**, Amendment Agreement No. 1 was executed on June 16, 2008, pursuant to Resolution 08-R-1160 in the amount of \$239,232.00; and

**WHEREAS**, Tople Constuction, Inc. has performed the contracted services satisfactorily; and

**WHEREAS**, the Commissioner of the Department of Public Works and the Chief Procurement Officer recommend the execution of Renewal Agreement No. 1 with Tople Construction Inc for FC-3007000046, to extend its term for an additional year, effective April 3, 2009, through April 2, 2010, at no additional cost to the City.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES**, that the Mayor be and is hereby authorized to enter into Renewal Agreement No. 1 with Tople Construction Inc., for FC-3007000046, construction of the Collier Road Sidewalk Improvement Project to include the north side of Collier Road.

**BE IT FURTHER RESOLVED**, that the Chief Procurement Officer be and is hereby directed to prepare the appropriate contractual agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED**, that the Agreement shall not become binding upon the City and City shall incur no obligation or liability hereunder until the same has been approved as to form by the City Attorney, signed by the Mayor and attested to by the Municipal Clerk and delivered to Tople Construction, Inc.



# CITY OF ATLANTA

SUITE 1700

Shirley Franklin  
Mayor

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OFFICE OF CONTRACT COMPLIANCE  
Hubert Owens  
Director  
[howens@atlantaga.gov](mailto:howens@atlantaga.gov)

## MEMORANDUM

TO: Adam L. Smith, Chief Procurement Officer  
Department of Procurement

FROM: Hubert Owens, Director *HO*  
Mayor's Office of Contract Compliance

RE: **Bid Recommendation for FC 3007000046, Annual Contract for Collier Road  
Sidewalk Improvements**

DATE: January 14, 2008

The Office of Contract Compliance has reviewed the three bids for minority and female business enterprise participation. All three bidders have been deemed responsive by the Office of Contract Compliance. For your information, they have committed to utilize AABEs and FBEs as indicated below:

### Tople Construction & Engineering, Inc.

A&S Paving, Inc.	FBE	1%
Highway Services, Inc.	FBE	5%
Kemi Construction Co., Inc.	AABE	17%
K.C. Trucking, Inc.	AABE	14%
<b>Participation Total</b>		<b>37%</b>

### MB Enterprises

JaTech & Associates, Inc.	AABE	14%
Ariel Lawn Care & Landscape	FBE	6%
Urban Infrastructure	AABE	14%
<b>Participation Total</b>		<b>34%</b>

### GS Construction

K.C. Trucking, Inc.	AABE	28%
TEM Construction	FBE	6%
<b>Participation Total</b>		<b>34%</b>

If you have questions, please contact me at (404) 330-6010 or Bruce T. Bell at (404) 330-6009.

cc: File  
Kimberly Lyons, DOP

***Part II: Legislative White Paper:*** (This portion of the Legislative Request Form will be shared with City Council members and staff)

**A. To be completed by Legislative Counsel:**

**Committee of Purview:** City Utilities Committee

**Caption:** A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH TOPLE CONSTRUCTION, INC., ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, FOR FC-3007000046, CONSTRUCTION OF THE COLLIER ROAD SIDEWALK IMPROVEMENT PROJECT TO INCLUDE THE NORTH SIDE OF COLLIER ROAD FOR TIME ONLY AT NO ADDITIONAL COST TO THE CITY; AND FOR OTHER PURPOSES.

**Council Meeting Date:** March 16, 2009

**Requesting Dept.:** Department of Public Works

**B. To be completed by the department:**

**1. Please provide a summary of the purpose of this legislation (Justification Statement).**

The purpose of this legislation is to continue construction activity along the Collier Road Sidewalk Project including the northside of Collier Road this is for TIME ONLY at no additional cost to the City.

**2. Please provide background information regarding this legislation.**

Sidewalk design and construction work as part of the City of Atlanta's Quality of Life Sidewalk Program

**3. If Applicable/Known:**

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

**(c) Bids/Proposals Due:**

**(d) Invitations Issued:**

**(e) Number of Bids:**

**(f) Proposals Received:**

**(g) Bidders/Proponents:**

**(h) Term of Contract:**

**4. Fund Account Center: FOR TIME ONLY**

**5. Source of Funds:**

**6. Fiscal Impact: NO ADDITIONAL COST**

**7. Method of Cost Recovery:**

**This Legislative Request Form Was Prepared By: Soraya Belgrave**

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: Soraya Belgrave

Contact Number: (404) 330-6002

Originating Department: Department of Public Works

Committee(s) of Purview: City Utilities Committee

Chief of Staff Deadline: February 24, 2009

Anticipated Committee Meeting Date(s): March 10, 2009

Anticipated Full Council Date: March 16, 2009

Legislative Counsel's Signature: Saul Schultz

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: [Signature]

CAPTION

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Mayor's Staff Only

Received by CPO: \_\_\_\_\_ Received by LC from CPO: \_\_\_\_\_  
(date) (date)

Received by Mayor's Office: 2-24-09 Reviewed by: [Signature]  
(date) (date)

Submitted to Council: \_\_\_\_\_